Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent					Docket No. 97078CIPDIV1	
In Re Application (Of: Johnson et al.					
Application No. 09/752,227	Filing Date December 29, 2000	Examiner C. Shosho	Customer No.	.	Group Art Unit	Confirmation No. 5132
Invention: MOD	ified pigments h	IAVING IMPROVED DI	SPERSING PROPE	RI	TES	
			<u>.</u>			
Owner of Record:	Cabot Corporation					

		COMMISSIONER FO	R PATENTS:			
the expiration date disclaimer, of prior is be enforceable only patent granted on the ln making application that wou patent, as presently held unenforceable under 37 C.F.R. 1.3 the expiration of its	of the full statutory to Patent No. 6,478,860 for and during such the instant application at the above disclaimer and extend to the expirate shortened by any tent, is found invalid by a 321, has all claims car	atutory term of any patent of any defined in 35 U.S.C. 3 . The owner hereby agperiod that it and the prior and is binding upon the grant, the owner does not discition date of the full statutor minal disclaimer, in the evicourt of competent jurisdicated by a reexamination resently shortened by any teappropriate.	154 to 156 and 173, rees that any patent are commonly tee, its successors are slaim the terminal part term as defined in that it later expired that it later expired ton, is statutorily discertificate, is reissued.	as so g y o nd/o art o 35 fo clai	presently shorted granted on the instance. This agree or assigns. of any patent grup. U.S.C. 154 to 155 or failure to pay a med in whole or	stant application shatement runs with an anted on the instant and 173 of the prical maintenance fee, iterminally disclaime
1. For submi		n organization (e.g., corpo	oration, partnership, c	ıniv	versity, governme	ant agency, etc.), th
information and be	lief are believed to be e like so made are ou	nents made herein of my true; and further that thes nishable by fine or impriso tements may jeopardize the	se statements were nonment, or both, und	nad er :	le with the know Section 1001 of	ledge that willful fals Title 18 of the Unite
2. The under	signed is an attorney o	f record.				
Miches	Le B Lande Signature		Dated: January 6, 2	Q 06	5	
	Michelle B. Lando Typed or Printed Name					
	disclaimer fee under 37	C.F.R. 1.20(d) included. inal disclaimer was unchan 3(b) is required if terminal c	. rerminal disc	lsí	mer fee of \$13	ized to charge th 0.00 to Deposit

Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent

Docket No. 97078CIPDIV1

In Re Application Of: Johnson et al.

DUPLICATE

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No
• •	December 29, 2000	C. Shosho		1714	5132
•		·	<u> </u>		

Invention: MODIFIED PIGMENTS HAVING IMPROVED DISPERSING PROPERTIES

Owner of Record: Cabot Corporation

COMMISSIONER FOR PATENTS:

The above-identified owner of record of a 100.0 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,478,863. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1.
For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. The undersigned is an attorney of record.

Michelle B. Londo

Dated: January 6, 2006

Michelle B. Lando

Typed or Printed Name

Terminal disclaimer fee under 37 C.F.R. 1.20(d) included. The Commissioner is hereby authorized to charge the PTO suggested wording for terminal disclaimer was unchanged. Account No. 03-0080 of Cabot. Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.

Copyright 1997 LegalStar

P32/REV02